

Kiers, Roger

From: Sterner, Matthew (DAHP) [Matthew.Sterner@DAHP.WA.GOV]
Sent: Monday, October 11, 2010 9:44 AM
To: Kiers, Roger
Cc: Jenkins, Chris NWS; Manning, Sandra L NWS; Williams, Scott; Holstine, Craig
Subject: Receipt of WSDOT letter to Bob Krier re SR 162, McMillin Bridge

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Good morning Roger,

Thank you for forwarding a copy of your/WSDOT's response to an inquiry from Robert Krier regarding the McMillin Bridge project. I would like to less formally respond to you regarding one or two of the comments that you made in that September 27th letter.

You mention that the SHPO has not yet commented on a determination of effect submitted to our office by the Corps of Engineers in May regarding their effect determination for the project. As you may recall, DAHP responded to the Corps request on June 10, agreeing to suspend our review of the project until we could meet to discuss exactly what was being proposed by WSDOT. At the meeting that both DAHP cultural resources staff and representatives of DAHP attended at the Corps office on June 21st, the Corps decided to revisit their effect determination until such time as more information could be gathered on the undertaking and additional consulting parties could be identified. To date, the Corps has not contacted us to resume the Section 106 review. We can only presume that, as the lead federal agency responsible for the Section 106 review, the Corps has not moved forward with their review.

Your letter to Robert Krier also states that DAHP has not commented on the "alternatives presented by WSDOT." Please provide me with some documentation that demonstrates that WSDOT has presented DAHP, either through the Corps or otherwise, with potential "alternatives" to the proposed bridge removal. I cannot recall receiving any such "alternatives" nor having been asked for our views on any such alternatives. We have certainly not received any "alternatives" that have been vetted through the Corps.

Finally, your letter to Mr. Krier indicates that you "do not know when to expect to hear the views of the SHPO" I would respectfully maintain that DAHP/SHPO will comment when we are asked to comment by the lead federal agency responsible for the Section 106 review. Until we receive a request from the lead federal agency responsible for the Section 106 review, or until such time as we receive a request to either meet with the responsible and consulting parties or formally comment on any aspect of the review, we will continue to allow the lead federal agency to conduct the Section 106 review as they see fit.

If you have additional questions or would like to discuss this situation further, please don't hesitate to contact me. Also, please pass this email along to Mr. Krier since I believe that this email will more accurately answers some of the questions posed in his original letter. I apologize that I do not have his email address.

Matthew

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